IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEW MEXICO

RIO REAL ESTATE INVESTMENT OPPORTUNITIES, LLC, a New Mexico limited liability company,

Plaintiff,

vs. Case Number: 1:12-cv-00758-JAP-ACT

TESLA MOTORS, INC., a Delaware corporation,

Defendant.

STIPULATED ORDER OF DISMISSAL WITH PREJUDICE

COME NOW, Rio Real Estate Investment Opportunities, LLC and Tesla Motors, Inc., by and through their undersigned counsel, and hereby agree to dismiss with prejudice the above captioned and numbered case. Each party shall bear their own costs and attorneys' fees.

WHEREFORE, IT IS HEREBY ORDERED ADJUDED AND DECREED the above-captioned case is hereby dismissed with prejudice.

IT IS SO ORDERED.

JAMES A. PARKER

Senior United States District Court Judge

STIPULATED BY:

LASTRAPES, SPANGLER & PACHECO, P.A.

By: /s/ Christopher M. Pacheco

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